

**May 30, 2019**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

BENJAMIN V.,

Plaintiff,

v.

COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

No. 2:18-cv-00159-SAB

**ORDER ADOPTING REPORT  
AND RECOMMENDATION**

On March 27, 2019, Magistrate Judge Mary K. Dimke issued a Report and Recommendation to Deny Plaintiff's Motion for Summary Judgment and to Grant Defendant's Motion for Summary Judgment. ECF No. 19. No timely objections to the Report and Recommendation were filed.

//

//

//

//

//

//

//

//

//

1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. The Court **adopts** Magistrate Judge Dimke's Report and  
3 Recommendation, ECF No. 19, in its entirety.

4 2. Plaintiff's Motion for Summary Judgment, ECF No. 15, is **DENIED**.

5 3. Defendant's Motion for Summary Judgment, ECF No. 17, is  
6 **GRANTED**.

7 4. The decision of the ALJ is **affirmed**. The District Court Executive is  
8 directed to enter judgment in favor of Defendant and against Plaintiff.

9 **IT IS SO ORDERED.** The Clerk of Court is directed to enter this Order,  
10 forward copies to counsel, and close the file.

11 **DATED** this 30th day of May 2019.



17  
18

A handwritten signature in blue ink, reading "Stanley A. Bastian", is written over a horizontal line.

19 Stanley A. Bastian  
20 United States District Judge  
21  
22  
23  
24  
25  
26  
27  
28